



Jury Decision

Case: 1

With Case (s):

Race: 3

Protest Boat vs Boat

Parties

	Class:	Sail No:	Represented by:
Protestor:	IRC1	BLACK BAZA	Simon Cooke
Protestee:	Pulse One Design	MULTIHULL SOLUTIONS	Andrew De Bruin
:			

Witness:

Sail No:	Represented by & Role:

Validity: Protest or request valid

Case Summary:

MULTIHULL SOLUTIONS on port hit BLACK BAZA on starboard and there were serious damage on both boats. BLACK BAZA retired from race 3 and was unable to start in race 4 because of her damage. MULTIHULL SOLUTIONS retired from race 3. The jury has given redress to BLACK BAZA for both races.

Procedural Matters:

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Facts Found:

1. On the 2nd windward leg, BLACK BAZA was on starboard and MULTIHULL SOLUTIONS was on port. They were both on close hauled course and on a collision course.
2. MULTIHULL SOLUTIONS bore away and appeared to be passing astern but she then luffed back onto a collision course. The boats were now very close and MULTIHULL SOLUTIONS tried to bear away to avoid BLACK BAZA but was not successful
3. MULTIHULL SOLUTIONS port bow hit BLACK BAZA midship causing a hole 30cm by 10 cm that would be below the water line on starboard tack.
4. There was also damage to MULTIHULL SOLUTIONS and both boats retired.
5. BLACK BAZA was unable to start race 4.
6. At the rounding of the previous mark, BLACK BAZA was 2 min 50 sec ahead of MANDRAKE after racing for 20 minutes. MANDRAKE went on to win the race.

Conclusion and Rules applicable:

1. MULTIHULL SOLUTIONS port boat did not keep clear of BLACK BAZA starboard boat and broke rule 10 & 14.
2. BLACK BAZA was unable to avoid the collision from the time it was clear to her that MULTIHULL SOLUTIONS was not keeping clear. Rule 14(a) applies and BLACK BAZA did not break rule 14.

Decision:

1. Since MULTIHULL SOLUTIONS retired in recognition of breaking rules 10 & 14, there is no further penalty.
2. Redress is given to BLACK BAZA on race 3. She was clearly ahead of MANDRAKE on corrected time at the previous mark and is to be scored points equal to first place for race 3. No other scores in race 3 are to be changed.
3. Redress is also given to BLACK BAZA for race 4 in the form of average points. She is to be scored points equal to the average, to the nearest tenth of a point, of her points in all races that are held before Saturday 10th December except race 3 and the race in question but subject to her completing at least two more races before Saturday 10th

December. This is based on the assumption that BLACK BAZA is able to compete in race 5 onwards and that racing continues as scheduled.

Parties informed of the decision (Date & time): 6th December 16:10

Jury Members:

Bryan Willis <i>Panel Chairman</i>	John Doerr	Albert Chandler	Natalia Chubenko	Rut Subniran <i>Scribe</i>
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